ESTTA Tracking number:

ESTTA247118

Filing date:

11/05/2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91150352
Party	Defendant Carroll Shelby and The Trustees of The Carroll Hall Shelby Trust, comprising a sole trustee, namely Carroll Shelby
Correspondence Address	EDWARD A SOKOLSKI 3868 Carson Street, Suite 105 TORRANCE, CA 90503 UNITED STATES edsokolski@cs.com
Submission	Other Motions/Papers
Filer's Name	Robert F. Helfing / Edward A. Sokolski
Filer's e-mail	robert.helfing@sdma.com, heather.mccloskey@sdma.com, debbie.sanfelippo@sdma.com
Signature	/Robert F. Helfing/
Date	11/05/2008
Attachments	Notice of Opposer's Consent to Motion to Augment.pdf (3 pages)(13531 bytes) Exhibit A to Notice.pdf (1 page)(231927 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

UNIQUE MOTOR CARS,

Opposer,

v.

CARROLL HALL SHELBY TRUST,

Applicant.

Opposition Nos. 91150352 91155242

APPLICANT'S NOTICE OF OPPOSER'S CONSENT TO MOTION TO AUGMENT

Opposer has now consented to the Motion to Augment Notice of Reliance previously filed by Applicant. Attached hereto as Exhibit "A" is the e-mail confirmation of this consent.

Dated: November 5, 2008 SEDGWICK, DETERT, MORAN & ARNOLD LLP

By: /Robert F. Helfing/

Robert F. Helfing Sedgwick, Detert, Moran & Arnold LLP 801 S. Figueroa Street, 19th Floor Los Angeles, CA 90017 Telephone: (213) 426-6900 Facsimile: (213) 426-6921 robert.helfing@sdma.com

and

Edward A. Sokolski, Esq. 3868 Carson Street, Suite 105 Torrance, CA 90503 Telephone: (310) 540-5631 edsokolski@cs.com

Attorneys for Applicant
CARROLL HALL SHELBY TRUST

CERTIFICATE OF SERVICE

I hereby certify that on this date I served the document listed below upon Opposer Unique Motor Cars by depositing a true and complete copy thereof in the United States first-class mail, postage prepaid and addressed as follows:

W. Wheeler Smith
The Smith Law Firm PC
Attorney for Opposer Unique Motor Cars
3500 Independence Drive
Birmingham, AL 35209

Document Served:

APPLICANT'S NOTICE OF OPPOSER'S CONSENT TO MOTION TO AUGMENT

This 5th day of November, 2008.

SEDGWICK, DETERT, MORAN & ARNOLD LLP

By: /Robert F. Helfing/

Robert F. Helfing Sedgwick, Detert, Moran & Arnold LLP 801 S. Figueroa Street, 19th Floor Los Angeles, CA 90017

Telephone: (213) 426-6900 Facsimile: (213) 426-6921 robert.helfing@sdma.com

and

Edward A. Sokolski, Esq. 3868 Carson Street, Suite 105 Torrance, CA 90503 Telephone: (310) 540-5631 edsokolski@cs.com

Attorneys for Applicant CARROLL HALL SHELBY TRUST

Message Page 1 of 1

EXHIBIT "A"

McCloskey, Heather L.

From: Helfing, Robert

Sent: Wednesday, November 05, 2008 2:00 PM

To: McCloskey, Heather L.

Subject: FW: [FWD: ATTN: Doug Kautzky]--Extension of Time Motion--Unique

From: "W. Wheeler Smith" <wwslaw@bellsouth.net>

To: <Edsokolski@cs.com> Subject: ATTN: Doug Kautzky

Date: Wed, 5 Nov 2008 09:36:58 -0600

MIME-Version: 1.0

Content-Type: multipart/mixed;

boundary="----=_NextPart_000_0033_01C93F2A.0C490C60"

X-Priority: 3

X-MSMail-Priority: Normal

X-Mailer: Microsoft Outlook Express 6.00.2900.5512

X-MimeOLE: Produced By Microsoft MimeOLE V6.00.2900.5579

X-AOL-IP: 204.127.217.106

Dear Doug:

My client has consented to the terms which you have requested. I confirm our agreement to be as follows:

That the Applicant will consent to the requested extension of time for the filing of a Reply Brief by the Opposer. In consideration of the Applicant's consent, Opposer hereby agrees that it will not object to the Defendant's Proposed Augmented Notice of Reliance, dated October 20, 2008.

I enclose Consent Motion To Extend Time For Opposer To Submit Reply Brief To Applicant's Brief By Stipulation Of Both Parties. I have executed same and I would ask that you file same electronically today. As you know, I do not have access to that system. Please call me if you have any questions.

Wheeler

WWS/Ijm

AOL Search: Your one stop for directions, recipes and all other Holiday needs. Search Now.